

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

RAMON DAVID THOMAS,

Petitioner,

v.

STATE OF WASHINGTON,

Respondent.

CASE NO. 3:20-CV-05317-BHS

ORDER ADOPTING REPORT  
AND RECOMMENDATION

This matter comes before the Court on the Report and Recommendation (“R&R”) of the Honorable Theresa L. Fricke, United States Magistrate Judge. Dkt. 10. The Court having considered the R&R and the remaining record, and no objections having been filed, does hereby find and order as follows:

(1) The R&R is **ADOPTED**;

(2) Petitioner’s petition for habeas corpus (Dkt. 8) is **DISMISSED** without prejudice for failure to respond to a Court order and as unexhausted;

(3) A certificate of appealability is **DENIED**; and

(4) This case is closed.

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1 Dated this 15th day of September, 2020.

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4 BENJAMIN H. SETTLE  
5 United States District Judge  
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